

# FISH & RICHARDSON P.C.

1425 K STREET, N.W.  
11TH FLOOR  
WASHINGTON, DC 20005

Telephone  
202 783-5070

Facsimile  
202 783-2333

Web Site  
www.fr.com

April 21, 2004

Attorney Docket No.: 11898-005005

## Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Presented for filing is a new continuation patent application of:

Applicant: MICHAEL D. LAUFER, JEFFREY C. CERIER, AMOS G. CRUZ,  
JONATHAN O'KEEFE, RICHARD ANDREWS, RAM CHUTTANI,  
VINCENT A. PIUCCI, JR., MICHAEL BARENBOYM, NEAL H.  
MARSHALL AND RANDAL B. CHINNOCK

Title: TISSUE RECONFIGURATION

The prior application is assigned of record to ndo Surgical, Inc.,  
a Massachusetts corporation, by virtue of an assignment submitted to the Patent and  
Trademark Office and recorded on December 19, 2001 at 012387/0936.

Enclosed are the following papers, including those required to receive a filing date  
under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	28
Claims	17
Abstract	1
Declaration	9
Drawing(s)	48

### Enclosures:

- Form PTO-1449's, 10 pages, listing documents cited in the parent application(s). Please confirm that these have been considered in this application by returning a copy of the Form PTO-1449's with the examiner's initials.
- Notification of Typographical Error in Inventorship (1 page)
- Small entity statement. This application is entitled to small entity status.
- Postcard.

This application is a continuation of U.S. Application No. 09/859,579, filed May 18, 2001, which is a continuation-in-part of U.S. Application No. 09/574,424, filed May



13281 U.S. PTO

Frederick P. Fish  
1855-1930

W.K. Richardson  
1859-1951



BOSTON

DALLAS

DELAWARE

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

2171 U.S. PTO  
10/828469



Commissioner for Patents

April 21, 2004

Page 2

19, 2000, which is a continuation-in-part of U.S. Application No. 09/520,273, filed March 7, 2000, and U.S. Application No. 09/519,945, filed March 7, 2000, which claim priority from U.S. Application No. 60/140,492, filed June 22, 1999, all hereby incorporated by reference in their entirety.

Basic filing fee	\$385
Total claims in excess of 20 times \$9	\$1143
Independent claims in excess of 3 times \$43	\$731
Fee for multiple dependent claims	\$0
Total filing fee:	\$2259

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (202) 783-5070.

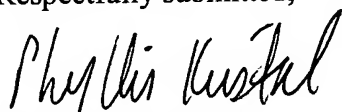
Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please direct all correspondence to the following:

26171

PTO Customer Number

Respectfully submitted,



Phyllis K. Kristal

Reg. No. 38,524

Enclosures

PKK/lbc

40214938.doc

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael D. LAUFER et al.      Art Unit : Unknown  
Serial No. : Unknown      Examiner : Unknown  
Filed : April 21, 2004  
Title : TISSUE RECONFIGURATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTIFICATION OF TYPOGRAPHICAL ERROR IN INVENTORSHIP

Applicant filed the application with the incorrectly-spelled names of inventors Vincent A. Puicci, Jr. and Randall B. Chinnock. Please correct the spelling of these names to Vincent A. Piucci, Jr. and Randal B. Chinnock.

It is believed that no fee is due by this submission. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: April 21, 2004

Phyllis Kusel Reg. No. 38,524  
Diana DiBerardino  
Reg. No. 45,653

Fish & Richardson P.C.  
1425 K Street, N.W.  
11th Floor  
Washington, DC 20005-3500  
Telephone: (202) 783-5070  
Facsimile: (202) 783-2331